S.B.Cr.Misc. Bail App. No.5090/2007

(Babu Lal vs. State of Rajasthan)

Date of order : October 10, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.D.S.Udawat, for the petitioner.
Mr.Ashok Upadhyaya, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned.

It is contended by learned counsel for the petitioner that similarly situated co-accused Rajpal Singh and nine others have been granted bail by this Court vide order dt. 13.8.2007 in S.B.Cr.Misc. Bail Application No.3874/2007 (Rajpal Singh and Ors. vs. State of Rajasthan) and the case of the present petitioner is not distinguishable from that of co-accused, who have been granted bail.

Having regard to the facts and circumstances of the case and the fact that similarly situated co-accused have been granted bail, taking into account the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Babu Lal s/o Bhoma Ram be released on bail in FIR No.63/1998, P.S., A.C.B. Chowki, Bikaner provided he furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-